



## **AGENDA**

### **BOARD OF SUPERVISORS, COUNTY OF MONO**

### **STATE OF CALIFORNIA**

Regular Meetings: The First,  
Second, And Third Tuesday of  
each month

### **Regular Meeting**

County Courthouse,  
Bridgeport, CA 93517

**July 15, 2008**

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**NOTE:** In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (760) 932-5534. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517), and in the County Offices located in Minaret Mall, 2nd Floor (437 Old Mammoth Road, Mammoth Lakes CA 93546). Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). **ON THE WEB:** You can view the upcoming agenda at [www.monocounty.ca.gov](http://www.monocounty.ca.gov). If you would like to receive an automatic copy of this agenda by email, please send your request to Lynda Roberts, Clerk of the Board : [lroberts@mono.ca.gov](mailto:lroberts@mono.ca.gov).

**9:00 AM**

**Call meeting to Order**

**Pledge of Allegiance**

**OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD** on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)

#### **BOARD MEMBER REPORTS**

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

***UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.***

Approximately 10  
Minutes

#### **COUNTY ADMINISTRATIVE OFFICE**

- 1) CAO Report regarding Board Assignments (David Wilbrecht)  
RECOMMENDED ACTION: Receive brief oral report by County Administrative Officer (CAO) regarding his activities.
- 2) **APPROVAL OF MINUTES**

Approve minutes of the regular meeting of July 1, 2008.

Approximately  
thru 10:00 a.m.

## **CLOSED SESSION**

### **COUNTY COUNSEL**

- 3a)** Conference with Legal Counsel - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9. Number of potential cases: one.
- 3b)** Conference with Legal Counsel - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to subdivision (c) of Government Code section 54956.9. Number of potential case: one.

**10:00**  
Approximately 15  
minutes

## **DEPARTMENT REPORTS/EMERGING ISSUES** (PLEASE LIMIT COMMENTS TO FIVE MINUTES EACH)

Approximately 5  
minutes for  
Consent Items

### **CONSENT AGENDA**

*(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)*

### **CLERK OF THE BOARD**

- 4a)** There are no items on the Consent Agenda.

## **REGULAR AGENDA**

### **CORRESPONDENCE RECEIVED** **(INFORMATIONAL)**

All items listed are available for review and are located in the Office of the Clerk of the Board

- 5a)** Letter from Department of Boating and Waterways - Letter from Raynor Tsuneyoshi, California Department of Boating and Waterways, to the Mono County Board of Supervisors, reminding local agencies that they are required to submit proposed regulations, ordinances and other measures that regulate boating prior to their adoption and implementation.

### **MENTAL HEALTH**

- 6a)** Approval of Annual Substance Abuse Crime Prevention Act Funding (**Ann Gimpel PhD**) -

5 minutes

FY 2008-09 Substance Abuse Crime Prevention Act programmatic and spending plan for Mono County.

**Recommended Action:** Adopt the attached Substance Abuse Crime Prevention Act (SACPA) programmatic and spending plan for Mono County for FY 08-09.

**Fiscal Impact:** The proposed spending plan is in the amount of \$184,105. There is no required county match.

### **C D BUILDING DIVISION**

**Additional Departments:** County Counsel

- 7a)** New Building Codes Ordinance (**Rick McManis - Building Official**) - Consider and potentially introduce, read title, and waive further reading of proposed ordinance regarding new building codes, and direct clerk to schedule said ordinance for adoption at the Board's next regular meeting. Receive staff report. Provide any desired direction to staff.

30 minutes

**Recommended Action:** Introduce, read title, and waive further reading of a proposed ordinance to repeal and adopt Chapter 15.04 of Mono County Code Title 15, and amend the previously adopted 2007 California Building Standards Code to include administrative provisions listed as Appendix, 2006 International Property Maintenance Code, 2006 Uniform Swimming Pool and Hot Tub Code, and provisions for defensible space and fire hazard reduction.

**Fiscal Impact:** The fiscal impact is specific to the acquisition of new building code manuals, staff training, and educational public outreach programs.

## COUNTY COUNSEL

**Additional Departments:** Finance, Building

**8a)**  
**PUBLIC**  
**HEARING**  
**11:00 a.m.**  
10 minutes

Fire Mitigation Fees -- Public Hearing (**Marshall Rudolph**) - Conduct Public Hearing regarding proposed new or increased fire mitigation fees applicable to new development within the boundaries of the Chalfant Valley Fire Department (a community services district). Consider and potentially adopt proposed resolution establishing said fees. Receive staff report. Provide any desired direction to staff.

**Recommended Action:** Adopt proposed resolution.

**Fiscal Impact:** No impact inasmuch as the money collected is simply remitted to the Chalfant Valley Fire Department.

**Additional Departments:** Economic Development

**8b)**  
10 minutes

Conway Ranch -- Letter to The Trust for Public Land (**Marshall Rudolph**) - Consider proposed letter from the Mono County Board of Supervisors to the Board of Directors of The Trust for Public Land.

**Recommended Action:** Authorize the Board Chair to sign said letter with such revisions (if any) as the Board may deem appropriate.

**Fiscal Impact:** None.

**Additional Departments:** Mental Health

**8c)**  
10 minutes

Resolution re Student Loan Repayment Program (**Marshall Rudolph, Ann Gimpel**) - Consider and potentially adopt proposed resolution authorizing a student loan repayment program for mental health employees. Receive staff report. Provide any desired direction to staff.

**Recommended Action:** Adopt proposed resolution.

**Fiscal Impact:** The program would expend Mental Health Service Act funds provided by the state for this purpose. The expenditure would not exceed \$10,000 per year for any eligible employee, nor exceed 72 months (i.e., a maximum expenditure of \$60,000 per employee over a six-year period).

## HUMAN RESOURCES

**9a)**  
5 minutes

Resolution Approving An Employment Contract With Mark Magit (**Robert Garret**) - Consider and potentially adopt proposed resolution [R08\_/approving an employment agreement with Mark Magit and prescribing the compensation, appointment, and conditions of said employment]. Receive staff report. Provide any desired direction to staff. (Note: Mr. Magit is currently employed as an Assistant County Counsel, and the proposed agreement would continue such employment.)

**Recommended Action:** Adopt proposed resolution.

**Fiscal Impact:** FY 2008-2009: \$144,637, FY 2009-2010: \$149,717, FY 2010-11: \$154,996. These costs include salaries and benefits. They project continued funding of an existing position..

**9b)**  
5 minutes

Resolution Approving An Employment Contract With Stacey Westerlund (**Robert Garret**) - Consider and potentially adopt proposed resolution [R08\_/approving an employment agreement with Stacey Westerlund and prescribing the compensation, appointment, and conditions of said employment]. Receive staff report. Provide any desired direction to staff. (Note: Ms. Westerlund is currently employed as a Payroll Manager, and the proposed employment agreement would continue such employment.)

**Recommended Action:** Adopt proposed resolution.

**Fiscal Impact:** FY 2008-2009: \$106,610, FY 2009-2010:\$110,341, FY 2010-2011: \$114,193. These costs include salary and benefits. They have been projected on the basis of continued funding of an existing position.

9c)

5 minutes

Resolution Approving Employment Contract With Rita Sherman (**Robert Garret**) - Consider and potentially adopt proposed resolution R08\_/approving an employment contract with Rita Sherman and prescribing the compensation, appointment, and conditions of said employment.]. Receive staff report. Provide any desired direction to staff. (Note: Ms. Sherman is currently employed as the Deputy County Administrative Officer, Risk Management and Training, and the proposed agreement would continue such employment.)

**Recommended Action:** Adopt proposed resolution.

**Fiscal Impact:** FY 2008-2009: \$144,737, FY 2009-2010:\$149,803, and FY 2010-2011: \$155,046. These include Salary and Benefits and project continued funding of an existing County position.

## ELECTIONS

10a)

5 minutes

Election Equipment (**Lynda Roberts**) - Election equipment purchase of two Insight voting machines to be used for backup purposes.

**Recommended Action:** Approve purchase of two additional Insight (paper ballot) voting machines.

**Fiscal Impact:** Approximately \$14,000; \$6,861 will be reimbursed with HAVA funds (Help America Vote Act). Currently the cost for the annual maintenance agreement is \$150 per machine.

## FINANCE

11a)

10 minutes

Audit Services Contract (**Brian Muir**) - Approve contract with Gallina LLP, Certified Public Accountants for audit services for fiscal years ending June 30, 2009, 2010, and 2011.

**Recommended Action:** Approve County entry into proposed contract. Authorize Chair to sign said contract on behalf of the County.

**Fiscal Impact:** Fiscal Year 2008/09 \$65,000  
Fiscal Year 2009/10 \$70,000  
Fiscal Year 2010/11 \$75,000

## AMBULANCE PARAMEDICS

**Additional Departments:** Community Development

12a)

15 minutes

Adoption of Defensible Space and Fire Hazard Reduction Ordinance (**Mark Mikulicich**) - Consider and potentially introduce, read title, and waive further reading of proposed ordinance creating Chapter 7.22 of the Mono County Code to provide local enforcement of the defensible space requirements set forth in state law; find that the adoption of this ordinance is exempt from CEQA pursuant to 14 CCR 15304(i); and direct clerk to schedule said ordinance for adoption at the Board's next regular meeting. Receive staff report. Provide any desired direction to staff.

**Recommended Action:** Introduce, read title, and waive further reading of proposed ordinance. Direct Clerk to schedule ordinance for adoption at the Board's next regular meeting.

**Fiscal Impact:** Beyond the staff time and involvement with training, inspection, education and enforcement of these objectives there is no direct fiscal impact.

## PUBLIC WORKS

13a)

10 minutes

Contract Award for Mountain Gate Fishing Access Phase 1 (**Kelly Garcia**) - Consider and potentially approve County entry into proposed contract with the lowest responsible bidder pertaining to Phase 1 of the Mountain Gate Fishing Access Project, and authorize the Director of Public Works to execute said contract on behalf of the County. Receive staff report. Provide any

desired direction to staff.

**Recommended Action:** Based on staff report concerning bids received in response to solicitation for bids, bid protests received (if any), and responsibility of the apparent low bidder: 1) identify lowest bid submitted by a responsible bidder; 2) award contract to that bidder for Phase 1 of the Mountain Gate Fishing Access Project, in an amount not to exceed that low bid; 3) authorize the Director of Public Works, in consultation with County Counsel, to administer that contract, including authority to make minor adjustments to said contract from time to time as the Director of Public Works may deem necessary, provided such amendments comply with the Public Contract Code, do not substantially alter the scope of work or budget, and are approved as to form and legality by County Counsel.

**Fiscal Impact:** The first phase of the Mountain Gate Fishing Access project is funded by a Community Development Block Grant (CDBG), \$85,715 of which is slated for construction costs. The required match is funded through in-kind services by both Mono County (\$6,000) and the local community (\$5,500).

**Additional Departments:** Community Development

**13b)**  
15 minutes

Grading Ordinance Revision (**Evan Nikirk**) - Consider proposed ordinance revising Chapter 13.08 of the Mono County Code to allow an exemption from grading permit requirements when clearing land for defensible space purposes. Receive staff report regarding said ordinance and associated CEQA documents and fee issues.

**Recommended Action:** 1. Adopt the attached Mitigated Negative Declaration and mitigation monitoring program, finding on the basis of the whole record, including comments received, that it reflects Mono County's independent judgment and analysis, and that there is no substantial evidence the project will have a significant effect on the environment. 2. Introduce, read title, and waiver further reading of proposed ordinance entitled, "An Ordinance of the Mono County Board of Supervisors Amending Chapter 13.08 of the Mono County Code to Create an Exemption from Grading Permit Requirements for Land Clearing Activities Within Specified Distances of Occupied or Habitable Buildings or Structures and Exempting Certain Land Clearing Activities from the Payment of Fees." 3. Direct the Clerk of the Board, with the assistance of County Counsel, to prepare a summary of the proposed ordinance for publication pursuant to Government Code section 25124. 4. Direct the Clerk of the Board to schedule the proposed ordinance for adoption at the Board's next regularly-scheduled meeting. 5. Provide any desired direction to staff.

**Fiscal Impact:** None.

**13c)**  
30 minutes

Construction Project Workshop (**Evan Nikirk and Kelly Garcia**) - Conduct workshop regarding County facility construction projects scheduled for completion during the summer 2008 season. Discuss funded near-term capital improvement projects and consider prioritizing same. Provide any desired direction to staff.

**Recommended Action:** Provide any desired direction to staff.

**Fiscal Impact:** None.

**ADJOURNMENT**

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